

12-10-08

Jpw RCE



PTO/SB/30 (11-08)

Approved for use through 12/31/2008. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>Request for Continued Examination (RCE) Transmittal</b>  Address to: Mail Stop RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	10/655,861
	Filing Date	September 5, 2003
	First Named Inventor	Yi Wang
	Art Unit	1644
	Examiner Name	F. P. Vandervegt
	Attorney Docket Number	ALXN-P01-102

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
    - Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
    - Other \_\_\_\_\_
  - Enclosed
 

<ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> Amendment/Reply</li> <li><input type="checkbox"/> Affidavit(s)/Declaration(s)</li> </ol>	<ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> Information Disclosure Statement (IDS)</li> <li><input type="checkbox"/> Other _____</li> </ol>
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2. **Miscellaneous**
- Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
  - Other \_\_\_\_\_
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- The Director is hereby authorized to charge the following fees, any underpayment of fees, or credit any Overpayments, to Deposit Account No. 18-1945.
    - RCE fee required under 37 CFR 1.17(e)
    - Extension of time fee (37 CFR 1.136 and 1.17)
    - Other \_\_\_\_\_
  - Check in the amount of \$ \_\_\_\_\_ enclosed
  - Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

<b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED</b>			
Signature			Date December 8, 2008
Name (Print/Type)	Anita Varma, Esq.		Registration No. 43,221

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EM 111665446 US, on the date shown below in an envelope addressed to:  
MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: December 8, 2008

Signature: (Pamela A. Harrison)



PTO/SB/17 (10-08)

Approved for use through 06/30/2010. OMB 0651-0032  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2009

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 405.00)

**Complete if Known**

Application Number	10/655,861
Filing Date	September 5, 2003
First Named Inventor	Yi Wang
Examiner Name	F. P. Vandervegt
Art Unit	1644
Attorney Docket No.	ALXN-P01-102

**METHOD OF PAYMENT** (check all that apply)

Check     Credit Card     Money Order     None     Other (please identify): \_\_\_\_\_  
 Deposit Account    Deposit Account Number: 18-1945    Deposit Account Name: Ropes & Gray LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

Charge fee(s) indicated below     Charge fee(s) indicated below, except for the filing fee  
 Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17     Credit any overpayments

**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

<u>Application Type</u>	<u>FILING FEES</u>		<u>SEARCH FEES</u>		<u>EXAMINATION FEES</u>		<u>Fees Paid (\$)</u>
	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Small Entity</u>	
Utility	330	165	540	270	220	110	
Design	220	110	100	50	140	70	
Plant	220	110	330	165	170	85	
Reissue	330	165	540	270	650	325	
Provisional	220	110	0	0	0	0	

**2. EXCESS CLAIM FEES**Fee Description

Each claim over 20 (including Reissues)

<u>Small Entity</u>	<u>Fee (\$)</u>	<u>Fee (\$)</u>
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52      26

Each independent claim over 3 (including Reissues)

220      110

Multiple dependent claims

390      195

<u>Total Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>	<u>Multiple Dependent Claims</u>
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118 - 127 or

UB -

x

=

\_\_\_\_\_

Fee (\$)

Fee (\$)

Fee (\$)

HP = highest number of total claims paid for, if greater than 20.

<u>Indep. Claims</u>	<u>Extra Claims</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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16 - 17 or HP

x

=

\_\_\_\_\_

Fee (\$)

Fee (\$)

HP = highest number of independent claims paid for, if greater than 3.

**3. APPLICATION SIZE FEE**

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$270 (\$135 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each additional 50 or fraction thereof</u>	<u>Fee (\$)</u>	<u>Fee Paid (\$)</u>
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- 100 =

/50 =

(round up to a whole number) x

=

Fee Paid (\$)

**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

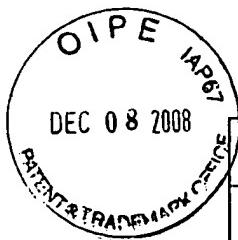
Other (e.g., late filing surcharge): 2801 Request for continued examination (RCE) (see 37 ... 405.00**SUBMITTED BY**

Signature	<u>Anita Varma</u>	Registration No. (Attorney/Agent)	43,221	Telephone	(617) 951-7796
Name (Print/Type)	Anita Varma, Esq.	Date	December 8, 2008		

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EM 111665446 US, on the date shown below in an envelope addressed to:  
MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: December 8, 2008

Signature: Pamela A. Harrison (Pamela A. Harrison)



DEC 08 2008

**AMENDMENT TRANSMITTAL LETTER**Docket No.  
ALXN-P01-102Application No.  
10/655,861Filing Date  
September 5, 2003Examiner  
F. P. VandervegtArt Unit  
1644

Applicant(s): Yi Wang

Invention: METHOD OF TREATMENT OF ASTHMA USING ANTIBODIES TO COMPLEMENT  
COMPONENT C5**TO THE COMMISSIONER FOR PATENTS**

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

**CLAIMS AS AMENDED**

	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	118	- 127 =		X	
Independent Claims	16	- 17 =		X	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Request for continued examination (RCE) (see 37 CFR 1.114)					405.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:</b>					405.00

 Large Entity Small Entity No additional fee is required for this amendment. Please charge Deposit Account No. 18-1945 in the amount of \$ 405.00.  
A duplicate copy of this sheet is enclosed. A check in the amount of \$ \_\_\_\_\_ to cover the filing fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director is hereby authorized to charge and credit Deposit Account No. 18-1945  
as described below. A duplicate copy of this sheet is enclosed. Credit any overpayment. Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.

Dated: December 8, 2008

Anita Varma, Esq.

Attorney/Agent Reg. No.: 43,221

ROPES & GRAY LLP  
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Boston, Massachusetts 02110  
(617) 951-7796

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